MAR 2 1 1957

JOHN T. FEY, Clerk

IN THE

Supreme Court of the United States

OCTOBER TERM, 1956.

No. 651

LORAN S. CLARK,

Petitioner,

vs.

PEOPLE OF THE STATE OF ILLINOIS,

Respondents.

PETITION FOR REHEARING.

LORAN S. CLARK
1357 Winona Avenue
Chicago 40, Illinois
Petitioner
Appearing Pro Se

The Scheffer Press, Inc.—ANdover 3-6850

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To the Honorable, Th The Chief Justice and Associate Justices of the Supreme Co Court of the United States:

Now comes Loran S. Clark, petitioner, appearing *pro se*, and asks this Honor rable Court to grant a rehearing in the above entitled case on the grounds that the Court misapprehended or ove erlooked the following points and testimony.

1. That petition ner was forced to trial without giving his attorney time t to prepare a defense, thereby depriving petitioner the right t of a fair and impartial trial. (*Glasser* v. *U. S.*, 315 U.S. 6 60) (Abst. pp. 23-24)

2. That petition ner was denied a fair and impartial trial by the admission o of evidence, over defendant's attorney's objection, not con nected with the offense charged in the indictment and no t happening at or about the same time,

but of a remote period of four years previous. (*Thompson* v. *Bowie*, 71 U.S. 463; 4 Wall 463, 18 L. Ed. 423 reversing 1864, 6 D. C. 91), (*Macon County* v. *Shores*, 97 U.S. 272, 24 Law Ed. 869), (*Wood* v. *U. S.*, 41 U.S. 342) (Abst. p. 37)

3. That petitioner was denied a fair and impartial trial in that the State did not prove beyond a reasonable doubt every material element of the crime charged (Abst. p. 27), (*Singer* v. *U. S.* 278 Federal 415, certiorari denied 42 S. Ct. 272, 258 U.S. 62, 66 L. Ed. 795), (*People* v. *Burke* (145 N.E. 164).

INTERVENING CIRCUMSTANCES AND GROUNDS.

That new and important evidence has come to the fore, in that, the jury in returning its verdict, returned, as read by the Clerk of the trial Court, an amount of $255.00 as the amount embezzled, instead of $235.00 as was charged in the indictment.

Wherefore, your petitioner, for the foregoing reasons, asks that a rehearing be granted.

Respectfully submitted,

LORAN S. CLARK
Petitioner
Appearing *pro se*